

DOWNEY BRAND LLP

1 DOWNEY BRAND LLP  
KEVIN M. O'BRIEN (Bar No. 122713)  
2 kobrien@downeybrand.com  
MEREDITH E. NIKKEL (Bar No. 254818)  
3 mnikkel@downeybrand.com  
SAMUEL BIVINS (Bar No. 300965)  
4 sbivins@downeybrand.com  
NICOLAS CHAPMAN (Bar No. 340661)  
5 nchapman@downeybrand.com  
621 Capitol Mall, 18<sup>th</sup> Floor  
6 Sacramento, California 95814  
Telephone: 916.444.1000  
7 Facsimile: 916.444.2100

8 Attorneys for Intervenor-Defendants  
TEHAMA-COLUSA CANAL AUTHORITY;  
9 and RECLAMATION DISTRICT NO. 108, et al.

10 UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF CALIFORNIA-FRESNO DIVISION

12 PACIFIC COAST FEDERATION OF  
FISHERMEN'S ASSOCIATIONS, *et al.*,

13 Plaintiffs,

14 v.

15 GINA RAIMONDO, *et al.*,<sup>1</sup>

16 Defendants.

Case No. 1:20-cv-00431-JLT-EPG

**STIPULATION AND [PROPOSED]  
ORDER FOR DISMISSAL OF OJI  
FAMILY PARTNERSHIP**

Courtroom: 4  
Judge: Jennifer L. Thurston

18  
19 Intervenor-Defendant Oji Family Partnership and Plaintiffs in the above-captioned matter  
20 submit the following stipulation and application for order under Rule 41(a)(2) of the Federal Rules  
21 of Civil Procedure:

22 WHEREAS, Oji Family Partnership intervened as a defendant in the above-captioned  
23 action (Not. Mot. and Mot. Intervene, *Pacific Coast Federation of Fishermen's Associations et al.*  
24 *v. Raimondo et al.*, Case No. 1:20-cv-431-JLT-EPG, Dkt. No. 75); and

25 WHEREAS, Oji Family Partnership transferred its interest in the Sacramento River  
26

27 <sup>1</sup> Substituted for Wilbur Ross as Secretary of Commerce pursuant to Federal Rule of Civil Procedure 25(d).  
28 *See* Order Granting Federal Defendants' Motion to Extend the Deadline to Respond to Plaintiffs' Motions  
to Complete and/or Supplement the Record, at n. 1, *PCFFA* Dkt. No. 261.

1 Settlement Contract, Contract No. 14-06-200-2427A-R-1, in the Voluntary Assignment Contract,  
2 dated July 11, 2023; and

3 WHEREAS, Oji Family Partnership and Plaintiffs have determined that it is proper to  
4 dismiss Oji Family Partnership from this litigation; and

5 WHEREAS, no existing parties would be affected by dismissing Oji Family Partnership  
6 from this litigation.

7 NOW, THEREFORE, the undersigned parties agree and stipulate that:

8 Plaintiffs and Intervenor-Defendant Oji Family Partnership request that this Court dismiss  
9 Oji Family Partnership from the above-captioned action without prejudice, pursuant to Rule  
10 41(a)(2) of the Federal Rules of Civil Procedure. The dismissal of Oji Family Partnership is  
11 without effect upon the claims and defenses of all other Parties in this case. Plaintiffs and Oji  
12 Family Partnership agree to a mutual waiver of any and all claims against each other for costs or  
13 fees incurred in the instant actions.

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1 DATED: October 19, 2023

DOWNEY BRAND LLP



By:

MEREDITH E. NIKKEL

Attorneys for Intervenor-Defendants  
RECLAMATION DISTRICT NO. 108; SUTTER  
MUTUAL WATER COMPANY; NATOMAS  
CENTRAL MUTUAL WATER COMPANY;  
RIVER GARDEN FARMS WATER COMPANY;  
PLEASANT GROVE-VERONA MUTUAL  
WATER COMPANY; PELGER MUTUAL  
WATER COMPANY; MERIDIAN FARMS  
WATER COMPANY; HENRY D. RICHTER, et  
al.; HOWALD FARMS, INC.; OJI BROTHERS  
FARM, INC.; OJI FAMILY PARTNERSHIP;  
CARTER MUTUAL WATER COMPANY;  
WINDSWEPT LAND AND LIVESTOCK  
COMPANY; MAXWELL IRRIGATION  
DISTRICT; BEVERLY F. ANDREOTTI, et al.;  
TISDALE IRRIGATION AND DRAINAGE  
COMPANY; PROVIDENT IRRIGATION  
DISTRICT; PRINCETON-CODORA-GLENN  
IRRIGATION DISTRICT, and TEHAMA-  
COLUSA CANAL AUTHORITY.

18 DATED: October 19, 2023

ALTSHULER BERZON LLP

By: /s/ B.J. Chisholm (as authorized 10/10/2023)

Attorneys for Plaintiffs GOLDEN STATE  
SALMON ASSOCIATION; NATURAL  
RESOURCES DEFENSE COUNCIL, INC.;  
DEFENDERS OF WILDLIFE, and BAY.ORG  
d/b/a THE BAY INSTITUTE

DATED: October 19, 2023

GLEN H. SPAIN

By: /s/ Glen H. Spain (as authorized 10/10/2023)

Attorney for Plaintiffs PACIFIC COAST  
FEDERATION OF FISHERMEN'S  
ASSOCIATIONS; and INSTITUTE FOR  
FISHERIES RESOURCES

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**[PROPOSED] ORDER**

The Court having considered the foregoing stipulation and request for dismissal of Intervenor-Defendant Oji Family Partnership under Rule 41(a)(2) of the Federal Rules of Civil Procedure, and finding the terms of the stipulation proper and good cause for the dismissal, hereby orders the following:

OJI FAMILY PARTNERSHIP is dismissed from this action as an intervenor-defendant, without effect upon the claims and defenses of all other parties in this litigation. Accordingly, the Clerk of Court is DIRECTED to terminate OJI FAMILY PARTNERSHIP on the docket as an intervenor-defendant.

IT IS SO ORDERED.

Dated: **October 19, 2023**

  
UNITED STATES DISTRICT JUDGE

DOWNEY BRAND LLP